

## EXHIBIT F



Ellen  
Ahern/Chicago/Kirkland-Ellis  
06/22/2007 10:47 AM

To DDONNELLON@KMKLAW.com  
cc Amanda Basta/Washington DC/Kirkland-Ellis@K&E  
bcc Matt Nirider/Chicago/Kirkland-Ellis@K&E, Scott  
McMillin/Chicago/Kirkland-Ellis@K&E, Barbara  
Harding/Washington DC/Kirkland-Ellis@K&E, Elli  
Leibenstein/Chicago/Kirkland-Ellis@K&E  
Subject GRACE Celotex Subpoena Communications

Dan:

We've had a chance to review your recent letters, including the one below.

As an initial matter, we cannot agree to your proposed form of protective order. The acknowledgement provision, and the notice provisions -- among others -- simply are not workable given the complexity of the Grace bankruptcy and other issues. I would again urge you to consider the proposed draft protective order we sent to you following our initial call. But it seems you have already rejected Grace's proposed draft in favor of your own. While we both agree that a form of protective order is appropriate to govern any materials that are produced pursuant to the subpoena, we are so very far apart in terms of the actual provisions of such an agreement, that it appears we will not be able to resolve this point.

On the matching analysis, we are disappointed that you will not endeavor to attempt a match with anything less than full social security numbers. We believe the true matching of Grace claimants to Celotex Trust claimants is vastly in excess of the figure you have from your present matching efforts.

It seems that on these two issues, as with so many of the issues we have discussed previously (including confidentiality, notice to claimants, burden, relevance and the complete refusal to make available electronic/database information) we are at an impasse. As we discussed on our last call, the time has probably come to seek court intervention to help resolve some of these issues.

--Ellen Ahern

----- Forwarded by Ellen Ahern/Chicago/Kirkland-Ellis on 06/22/2007 10:32 AM -----



mjtrue@KMKLAW.com  
06/15/2007 02:33 PM

To eahern@kirkland.com, abasta@kirkland.com  
cc  
Subject FW: GRACE 5/21 Hearing Transcript

The attached is sent at the request of Dan Donnellon.

-----Original Message-----

From: eahern@kirkland.com [mailto:eahern@kirkland.com]  
Sent: Friday, June 15, 2007 3:08 PM  
To: Donnellon, Daniel J.  
Subject: RE: GRACE 5/21 Hearing Transcript

Thanks. Email is fine.

DDONNELLON@KMKLAW.com 06/15/2007 01:59 PM

To  
eahern@kirkland.com  
cc  
ABasta@kirkland.com  
Subject  
RE: GRACE 5/21 Hearing Transcript

Thanks. I am just finishing up a letter to you about the exposure issues. I can ask my assistant to send it via email if you wish.

-----Original Message-----

From: eahern@kirkland.com [mailto:eahern@kirkland.com]  
Sent: Friday, June 15, 2007 2:48 PM  
To: Donnellon, Daniel J.  
Cc: ABasta@kirkland.com  
Subject: GRACE 5/21 Hearing Transcript

Dan:

Here is the 5/21 hearing transcript. Judge Fitzgerald mentions discovery of the trusts for exposure information (including outstanding subpoenas<sup>0</sup> toward the end of the portion dealing with Early Ludwick's motion for a protective order, which comes toward the very end of this transcript.

You were going to get back to me about matching issues, and if the number of matches would go up if Celotex matched to name plus 4 social security numbers. I'd like to get a sense of what sort of numbers we might have on a match if we went about it that way. I understand that, even if you give me numbers, Celotex might not be willing to conclude that a name plus 4 social security numbers would constitute a confirmed match. But to know what that number might be would be helpful given the things we are weighing here on the scope of discovery.

--Ellen Ahern

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Daniel J. Donnellon

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